IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 23357 of 2004

Between:

A.Madhavi W/o.A.Kantaiah
Karimnagar Dist.

..... PETITIONER

AND

1 The India Oil Corporation rep by its Chief LPG Manager
3-6-436 to 438 IInd Floor, "Naspur House",
Himayat Nagar, Hyderabad-29.
2 The India Oil Corporation Senior Area Manager
3-6-436 to 438 IInd Floor, "Naspur House",
Himayat Nagar, Hyderabad-29.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or writ one in the nature of writ of Mandamus, declaring the action of the respondents in rejecting my candidature for LPG distributorship and not considering my representation 7-12-04 for treating fixed deposits in private firms as Bank deposits for grant of letter of Indent for LPG Distributorship at Gangadhara Mandal, Karimnagar Dist as arbitrary, illegal, unjust and consequently call for the records and set aside the same and pass such other order or orders.

Counsel for the Petitioner: SMT.N.SHOBA

Counsel for the Respondents: MR.P.V.SANJAY KUMAR

The Court at the admission stage made the following:

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ORDER:

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This writ petition is filed seeking Mandamus to declare the action of the respondents in rejecting her candidature for Liquefied Petroleum Gas Distributorship and not considering her representation dated 07.12.2004, as illegal and arbitrary.

2. The learned counsel appearing for the respondent opposed the same on the ground that as per the guidelines, the dealership will be issued and upon verification it is noticed that certain mistakes have been committed by the petitioner in submitting the pro-forma viz., there is no bank balance.

3. The learned counsel appearing for the petitioner contended that since the bank account being a floating transaction, at the time of verification amounts could not have been found, but the petitioner is having fixed deposit amount and the same may be taken into consideration for issuance of the present dealership.

4. The respondents have to take appropriate decision basing on the representation filed by the writ petitioner in accordance with the rules governing the allotment of L.P.G. Distributorship. Therefore, a direction is given to the respondents to consider the case of the petitioner as per her representation in accordance with the rules governing the allotment of L.P.G. Distributorship.

5. The writ petition is accordingly disposed of. No costs.

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K.C.BHANU, J

December 16, 2004.

YCR

Copy to:

1. The LPG Manager, India Oil Corporation,
   3-6-436 to 438 IInd Floor, "Naspur House",
   Himayat Nagar, Hyderabad-29.
2. Two C.D. copies

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